UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,
                          Plaintiff,

v.

HAMED AWAD,
                          Defendant.

_____/

Case No. 22-mj-30458

Curtis Ivy, Jr.
United States Magistrate Judge

### ORDER DENYING DEFENDANT'S PRO SE MOTION TO SET ASIDE FORFEITURE (ECF No. 21)

This matter is before this Court upon Defendant Hamed Awad's pro se Motion. (ECF No. 21). Because Defendant filed the Motion in a hybrid manner, it will be **DENIED**.

On July 23, 2024, Defendant filed a pro se Motion to Set Aside Forfeiture. (ECF No. 21). Defendant filed his Motion while represented by an attorney, David Koelzer. By simultaneously proceeding pro se and through counsel, Defendant is proceeding in a "hybrid" fashion. *E.g.*, *United States v. Dehar*, 2008 WL 4937855 (E.D. Mich. Nov. 14, 2008); *see McKaskle v. Wiggins*, 465 U.S. 168, 183 (1984). Although the Sixth Amendment guarantees defendants the right to conduct their own defense and even represent themselves, *see Faretta v. California*, 422 U.S. 806, 819-20 (1975), the right of self-representation does not include the right to proceed in a hybrid manner, *McKaskle*, 465 U.S. at 183; *see United States v.*

*Mosely*, 810 F.2d 93, 97-98 (6th Cir. 1987).  Because Defendant has filed a hybrid motion, the Motion will be denied.  *United States v. Trout*, 596 F. Supp. 3d 965, 967 (E.D. Mich. Jan. 3, 2022).

Defendant should seek relief from this Court through his Court-appointed attorney.

**IT IS SO ORDERED**.

The parties here may object to and seek review of this Order, but are required to file any objections within 14 days of service as provided for in Federal Rule of Civil Procedure 72(a) and Local Rule 72.1(d).

Date: July 29, 2024                                s/Curtis Ivy, Jr.
                                                   Curtis Ivy, Jr.
                                                   United States Magistrate Judge

## CERTIFICATE OF SERVICE

The undersigned certifies that this document was served on counsel of record and any unrepresented parties via the Court's ECF System or by First Class U.S. mail on July 29, 2024.

                                                   s/Sara Krause
                                                   Case Manager
                                                   (810) 341-7850